

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.* State Engineer,
Plaintiff,

69cv07896-BB
RIO TAOS ADJUDICATION

- v -

EDUARDO ABEYTA, *et al.* &
CELSO ARELLANO, *et al.*,
Defendants.

69cv07939-BB
RIO HONDO ADJUDICATION
Consolidated

Section: Rio Pueblo de Taos
Ditch: Acequia Madre de la Loma del Ranchito de Abajo

ORDER APPLYING PRIORITY DATE FOR ACEQUIA MADRE DE
LA LOMA DEL RANCHITO DE ABAJO TO INDIVIDUAL SUBFILES

In the May 13, 2002 Memorandum Opinion and Order (Docket No. 3026), the Court clarified procedures for determining subfile priority dates and stated that acequia-wide priority dates are to be applied to the water rights they serve. Each claimant has had an opportunity to prove an earlier priority date during the subfile phase and objectors will have the opportunity to prove later priority dates during the *inter se* phase. (No. 3026) On November 18, 2005, the Court entered a Memorandum Opinion and Order (No. 4701) that adopted a priority date of 1730 for the Acequia Madre de la Loma del Ranchito de Abajo.

This Order applies the priority date adopted for the Acequia Madre de la Loma del Ranchito de Abajo to each subfile irrigation water right it serves. The acequia-wide priority date does not apply to supplemental irrigation wells or springs, nor does it apply to individual subfile water rights previously denied by the Court. All water right claims denied have a priority date of "None." Subfile priority dates are listed in Exhibit A attached to this Order.

It is therefore ordered that the 1730 priority date adopted for Acequia Madre de la Loma del Ranchito de Abajo is applied to individual subfile water rights as set forth in Exhibit A.



BRUCE D. BLACK
UNITED STATES DISTRICT JUDGE

EXHIBIT A
ACEQUIA MADRE DE LA LOMA DEL RANCHITO DE ABAJO¹

Individual Subfile Priority Dates	
Subfile Number	Priority Date
15.1	1730
15.2	1730
15.3	1730
15.4	1730
16.10	1730
16.11	1730
16.11A	1730
16.11B	1730
16.11C	1730
16.12	1730
16.13	1730
16.14	1730
16.15	1730
16.16	1730
16.17	1730
16.18	1730
16.2	1730
16.2A	1730
16.3	1730
16.35A	1730
16.36	1730
16.4	1730
16.5	1730
16.6	1730
16.7	1730
16.8	1730
16.9	1730

¹ In the Memorandum Opinion and Order entered November 18, 2005 (No. 4701), this Acequia is listed as Acequia Madre de la Loma. The Order entered May 19, 2006 (No. 4775, n. 1) clarified the name of this ditch as Acequia Madre de la Loma del Ranchito de Abajo.